From: <u>Curtin, James</u>

To: Havard, James; Hunter, Christopher

Subject: RE: Deschutes TP edits

Date: Friday, March 2, 2018 2:26:45 PM

Just one edit in yellow.

Jim

Jim Curtin

USEPA Office of General Counsel

Water Law Office 202-564-5482

William Jefferson Clinton North Rm. 7451

From: Havard, James

Sent: Friday, March 02, 2018 4:42 PM

To: Hunter, Christopher < Hunter. Christopher@epa.gov>; Curtin, James < curtin.james@epa.gov>

Subject: Deschutes TP edits

Importance: High

Chris – Here are my edits as we just discussed.

Jim C – Look ok?

From: Hunter, Christopher

Sent: Friday, March 02, 2018 2:44 PM

To: Havard, James < Havard.James@epa.gov>

Subject:

Thanks for forwarding the past update Jim, that helped a lot. Here is my draft for you and Jim C. to edit:

Deschutes River TMDLs

- Northwest Environmental Advocates (NWEA) filed its single-count complaint, on Monday Nov 6th, in the W.D. of Washington (Seattle) court alleging EPA failed to carry out its nondiscretionary duty to approve or disapprove the Deschutes River TMDLs within thirty days after submission by the state.
- R10 received the original TMDL submission package in December 2015 and has not yet taken action. The state made a supplemental submission in July 2017 that arguably include new load calculations for some of the TMDLs. R10 has not acted on that either.
- NWEA has indicated it would like to postpone briefings for six months to provide time for discovery and review. EPA and NWEA will file a joint status report on March 9, 2018.

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• (b) (5)			
	We will be scheduling b	oriefings with OWO	W, R10, and
OGC to discuss recommendation		_	

broader questions about completing TMDLs review.

Background

